BEST AVAILABLE COPY

PTO/SB/25 (09-03)
Approved for Use Infrough 07/81/2006, DMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
accords Recyclion Act of 1985, no persons are required to respond to a collection of Information unless it displays a valid DMB control number.

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION	Docket Number (Optional) YAMAP0388USH	
In re Application of: Milsterou MORIYA et al.		
Application No.: 10/772,474		
Filad: February 5, 2004	ĺ	
For: OPTICAL RECORDING MEDIUM HAVING DUAL INFORMATION SURFACES		
The owner*, Massustita Fig are industrial Co., Ltd., of 100 percent interest in the instant application hereby discisling, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the fit it statutory term of any patent granted on pending reference Application Number 10/772,989 the on February 5, 2004 as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortented by any terminal discisliner filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent or said reference application that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.		
In making the above discribiner, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration cate of the full statutory term as defined to 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term o any patent granted on said reference application, may be shortened by any terminal disclaimor filed prior to the grant of any patent on the jending reference application." In the event that any such patent granted on the panding reference application; he expires for tature to pay a natival nation of the sum to the court of competent jurisdiction, is statutorly disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a restantingtion cardificate, is released, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.		
Check either box 1 or 2 below, if appropriate.		
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is ampowered to act on behalf of the business/organization.		
I hereby declare that all abetements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are purchable by the or impressment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.		
2. The undersigned is an attorney or agent of record. Reg. No. 22,381		
aimand P. Bouselle	January 19, 2005 Dale	
Armand P. Boissete Typed or printed name		
· · · · · · · · · · · · · · · · · · ·	(216)621-1113 Telephone Number	
Terminal disclaimer is a under 37 CFR 1.20(d) is included.		
WAI NENG: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTC-2036.		
"Statement under 37 CFR 3,73(b) is required if terminal discipliner is signed by the assignee (owner).		

Form PTO/SB/98 may be :seed for making this statement. See MPEP § 324.

This collection of information is required by 27 GPR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO the collection or information is required to obtain or retain a benefit by the public which is to file (and by the USPTO the process) an application. Of informaticity is governed by 25 U.S.C. 122 and 37 GPR 1.11 and 1.14. This collection is estimated to take 12 ordinates to complete, including gathering, preparing and estimating the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete due form and/or augustions for restoring this burden, about the sent to the Chief Information Officer, U.S. Patient and Tracement Cfficer. U.S. Dept thement of Commenters, P.O. Box 1450, Abstandar, VA 22313-4450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patients, P.O. Box 1450, Alexandaris, VA 22313-4450.

If you need assistance in complating the form, call 1-800-PTO-0199 and select option 2.

BEST AVAILABLE COPY

Approved for use through 07/91/2005, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paparwork Reduction Act of 1986, no persons are required to respond to a collection of information unless it displays a valid OMB control number:

→ USPTO GENERAL

	ING	YAMAPO388USH
In re Application of: Mitsu où MORIYA et al.		
Application No.: 10/772,47-4-		
Filed: February 5, 2004		
For, OPTICAL RECORDING MEDIUM HAVING DUAL INFORMATION SURFACES		
The owner, Matsushite Electro Industrial Co. Ltd., of	the term of said ; isclaimer. The or that it and the or	offer patent is defined in 35 U.S.C. 154 wher hereby agrees that any patent so
In making the above disclaimer, the owner does not disclaim the terminal part of the terminal disclaim the terminal part of the terminal disclaim to the expiration date of the full stabutory term as defined in 35 U.S.C. 154 patent is presently shortened by any terminal disclaimer." In the avant that said prior paexpires for failure to pry a maintenance fee; is held unemorceable:	and 173 of the i	granted on the instant application that prior patent, "as the term of said prior
is found invalid by a crist of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all ctains carected by a reexamination cartificate; is reisaued; or		
Is in any monner termi rated prior to the expiration of its full statutory term as presen	huy shortened by	y Bhy felminol discialmer,
Check either box 1 or 2 belt w, if appropriate. 1. Por aubmissions on beneif of a business/organization (e.g., corporation, partner etc.), the undersign of is empowered to act on behalf of the business/organization.	ship, university, oq,	government a gency ,
I hereby declare if at all statements made herein of my own knowledge are the belief are believed to be in a; and further that these statements were made with the kinded are punishable by fire or imprisonment, or both, under Section 1001 of Title 18 statements may jeopardize he validity of the application or any patent issued thereon.	nowledge that v	willful false atatemente and the the en-
2. The undersigned i an adjorney or agent of record. Reg, No. 22,381		
	_	
_ armend P. Bossell	2	January 19, 2005
ognaure		Date
Armand P. Bots		
Typed or printer	a name	
•	,	(216)621-1113
	. –	Telephone Number
Terminal disclair er fee under 37 CFR 1.20(d) included.		
WARLUNG: Information on this form may become public. Cred be included on this form, Provide credit card information and	k card informat authorization o	ion should not n PTO-2038.
"Statement under 37 CFR 4.73(b) is required if terminal disclaimer is signed by the assig Form PTO/S8/96 may be ut ad for making this certification. See MPEP § 324.	i∩e€ (owner).	

This collection of information is Leguted by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Cord denticity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This sollection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any commands on the your require to complete this form endor supposed for for totaling this bunden, about the sent to the Chief Information Officer, U.S. Det artment of Commerce, P.C. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commit planer for Patients, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.